

TRANSMITTAL FOR U.S. PATENT APPLICATION
UNDER 37 C.F.R. § 1.53(b)



Mail Stop Patent Application
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney's Docket: 074767.0101

Sir:

Transmitted herewith for filing is the original patent application of:

Inventor: Phillip I. Rosengard, et al.

For: **ENCAPSULATING PACKETS INTO A FRAME FOR A NETWORK**

Pursuant to 37 C.F.R. § 1.213(a), Applicants respectfully request that the above-identified patent application not be published under 35 U.S.C. § 122(b). Applicants hereby certify that the invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Enclosed are:

- (1) 46 pages of Specification, Claims and Abstract;
- (2) 4 pages of Executed Declaration and Power of Attorney;
- (3) 5 page of Formal Drawings;
- (4) 3 pages of an Assignment of the invention to Raytheon Company;
- (5) 2 pages of a separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included with an Assignment recordal fee of \$40.00 pursuant to 37 C.F.R. § 1.21(h);
- (6) Nonpublication Request Under 35 U.S.C. § 122(b)(2)(B)(i);
- (7) 1 page of an Information Disclosure Statement;
- (8) 1 page of a PTO-1449 with 2 attached references;
- (9) 1 page Certificate of Mailing by Express Mail; and
- (10) This Transmittal Form with attached patent application filing fee in the amount of \$1,026.00.

Applicant is a large entity.

FEE CALCULATION (LARGE ENTITY)					FEE
	Number		Number Extra	Rate	<u>Basic Fee</u> \$750.00
Total Claims:	26	-20 =	6	X \$18.00	\$ 108.00
Independent Claims	5	- 3 =	2	X \$84.00	\$ 168.00
TOTAL FILING FEE =					\$1,026.00

Enclosed is a check in the amount of \$1,026.00 for fees. Please charge any additional fees and credit any overpayments to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

BAKER BOTTS L.L.P.



Keiko Ichiye
Reg. No. 45,460
Attorneys for Applicant

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ATTORNEY DOCKET NO
074767.0101

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Phillip I. Rosengard, et al.
Filed: September 18, 2003
Title: **ENCAPSULATING PACKETS INTO A FRAME
FOR A NETWORK**


MAIL STOP: PATENT APPLICATION

Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Patent Application (46 pages), Declaration and Power of Attorney (4 pages), Assignment (3 pages); Assignment Recordation Form (2 pages), a check in the amount of \$40.00 to cover the assignment filing fee, 5 pages of formal Drawings, Nonpublication Request (1 page), Information Disclosure Statement (1 page), PTO-1449 (1 page with two attached references), Fee Transmittal (2 pages), a check in the amount of \$1,026.00 to cover the patent application filing fee, Baker Botts return acknowledgement post card (1 card), and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 18th day of September, 2003 and is addressed to Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450.



Willie Jiles

Express Mail Receipt
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Attorney Docket No:
074767.0101

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor	Phillip I. Rosengard
	Title	ENCAPSULATING PACKETS INTO A FRAME FOR A NETWORK
	Attorney Docket Number	074767.0101

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

September 18, 2003

Date



Signature

Keiko Ichiye

Typed or printed name

Reg. No. 45,460

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.